

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. E982742032US, in an envelope addressed to: MS Sequence, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: July 1, 2004

Signature: \_\_\_\_\_

(DeAnn F. Smith)

Docket No.: TTV-013C3CN3  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Hermann Bujard, *et al.*

Application No.: 09/777,317

Confirmation No.: 3698

Filed: February 5, 2001

Art Unit: 1632

For: TETRACYCLINE-REGULATED  
TRANSCRIPTIONAL ACTIVATOR FUSION  
PROTEINS

Examiner: R. Shukla

**STATEMENT PURSUANT TO 37 CFR 1.821**

MS Sequence  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

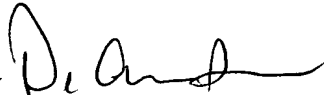
Submitted herewith for filing in connection with the above-referenced patent application is a labeled, computer readable copy of the Sequence Listing included in the application.

I hereby state that I have reviewed the paper copy of the Sequence Listing contained on pages 1 to 12 of said Sequence Listing, as required by 37 CFR 1.821(c), and have reviewed the computer readable form of the Sequence Listing, as required by 37 CFR 1.821(e), and that the content of the paper and computer readable copies for the above-referenced patent application are the same as required by 37 CFR 1.821(f). No new matter has been added.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 12-0080, under Order No. TTV-013C3CN3 from which the undersigned is authorized to draw.

Dated: July 1, 2004

Respectfully submitted,

By   
DeAnn F. Smith  
Registration No.: 36,683  
LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, Massachusetts 02109  
(617) 227-7400  
(617) 742-4214 (Fax)  
Attorney/Agent For Applicant